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HARDY & BACON

VIA FEDERAL EXPRESS

September 21, 2015

Justin D. Smith

Regional Freedom of Information Officer
United States Environmental Protection Agency, Region 2
290 Broadway, 26th Floor
New York, New York 10007-1866

2555 Grand Blvd.
Kansas City, Missouri
64108-2613
t 816.474.6550
f 816.421.5547
jxsmith@shb.com

Re: Freedom of Information Act Request, 5 U.S.C. § 552 et seq.

Dear Region 2 FOIA Officer:

This document request is being submitted on behalf of the Lower Passaic River Cooperating Parties Group ("CPG") pursuant to the Freedom of Information Act, 5 U.S.C. § 552 et seq. This request concerns the United States EPA Region 2's files relating to the Diamond Alkali Superfund Site, which includes the former pesticides manufacturing plant and surrounding properties at 80 and 120 Lister Avenue in Newark, New Jersey, the Lower Passaic River Study Area ("LPRSA"), and the Newark Bay Study Area. The EPA Site ID number is NJD980528996.

This request seeks the following information be copied and provided to me by electronic means (preferred) or by mail.

1. E-mails or letters sent to or received by Ray Basso or George Pavlou in which one or more of the following underlined words or phrases are in the subject and/or body of the correspondence: early action, interim remedial measure, FFS, or Focused Feasibility Study. This request only covers e-mails or letters sent or received from January 1, 1996 to July 1, 2006.
2. Memoranda or letters regarding the Passaic River Restoration Initiative. This request only covers memoranda or letters created from January 1, 2002 to July 1, 2004.
3. Memoranda or letters regarding the Project Management Plan for the Lower Passaic River. This request only covers memoranda or letters created from January 1, 2003 to July 1, 2004.
4. Reports on the feasibility of dredging sediments in the Passaic River or Newark Bay. This request only covers reports created from January 1, 1999 to July 1, 2006.



5. E-mails or letters EPA Region 2 Administrator Jane Kenny received from or sent to NJDEP Commissioner Brad Campbell. This request only covers e-mails or letters in which one or more of the following underlined words or phrases are in the subject and/or body of the correspondence: Passaic, LPRSA. This request only covers e-mails or letters sent or received from January 1, 2002 through December 31, 2004.
6. E-mails or letters EPA Region 2 Administrator Alan Steinberg received from or sent to NJDEP Commissioner Brad Campbell or Lisa Jackson. This request only covers e-mails or letters in which one or more of the following underlined words or phrases are in the subject and/or body of the correspondence: Passaic, LPRSA. This request only covers e-mails or letters sent or received from September 1, 2005 through January 31, 2009.
7. E-mails or letters Patricia Hick, Delmar Karlen, Kedari Reddy, or Amelia Wagner sent to or received from Carol Dinkins, counsel for Occidental Chemical Corporation, Maxus Energy Corporation, and Tierra Solutions, Inc. (f/k/a Chemical Land Holdings, Inc.). This request only covers e-mails or letters in which one or more of the following underlined words or phrases are in the subject and/or body of the e-mail or letter: Passaic, LPRSA. This request only covers e-mails or letters sent or received from January 1, 1996 to July 1, 2004.
8. Memoranda or letters created by or sent to EPA regarding Administrative Order on Consent Index No. II-CERCLA-0117. This request only covers memoranda or letters created from January 1, 2000 to July 1, 2004.
9. The August 9, 2001 Information Request from EPA Region 2 to Chemical Land Holdings, Inc. relating to the Diamond Alkali Superfund Site, and all responses thereto.
10. The September 20, 2002 letter from George Pavlou to David Rabbe regarding data from the six-mile RI/FS and all responses thereto.
11. Written comments EPA Region 2 received between July 1, 2007 and September 1, 2007 from the United States Army Corps of Engineers, EPA, New Jersey Department of Environmental Protection, National Oceanic and Atmospheric Administration, United States Fish and Wildlife Service, the Technical Advisory Committee, or HydroQual on the draft Lower Passaic River Study Area ("LPRSA") Focused Feasibility Study publicly released in June 2007.

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12. Previous FOIA requests EPA Region 2 has received that have asked for Diamond Alkali Superfund Site documents or information, and materials produced by Region 2 in response to those requests.
13. Agendas, minutes, and presentations from meetings of the Remedial Options Workgroup for the Lower Passaic River Restoration Project.
14. Agendas, minutes, and presentations from meetings of the Project Delivery Team for the Lower Passaic River Restoration Project.
15. Agendas, minutes, and presentations from meetings of the Modeling Workgroup for the Lower Passaic River Restoration Project.
16. Agendas, minutes, and presentations from meetings of the Sampling Workgroup for the Lower Passaic River Restoration Project.
17. Agendas, minutes, and presentations from meetings of the Passaic River Executive Committee.


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Your prompt attention to this matter is greatly appreciated. Please contact me at your earliest convenience to discuss arrangements for providing the requested documents. This firm will take responsibility for any necessary copying and/or shipping charges.

I look forward to receiving your response. Thank you for your anticipated cooperation.

Sincerely,



Justin D. Smith

